

Applicant : Jeffrey L. Elkins
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ARGUMENTS/REMARKS

Claims 1, 2, 4, 6, 8 and 10 have been amended. New claim 12 has been added. Accordingly, upon entry of the above amendments claims 1-12 will be pending in the application.

Election/Restrictions

The claims have been restricted under 35 U.S.C. §121. Specifically, Applicant has been required to elect either claims 1-5 or claims 6-11 for further prosecution on the merits. The restriction was made on grounds that the combination "as claimed" does not require the particulars of the subcombination "as claimed" because a prosthetic device is not necessarily an electromechanical device.

In response to the restriction requirement, Applicant elects for further prosecution on the merits claims 1-5, drawn to a foot-operated controller. This election is made with traverse and/or with a request that the restriction requirement be reconsidered in view of the above amendments.

It is respectfully submitted that the prosthetic system claims as amended above require all of the particulars of the foot-operated controller as now claimed.

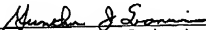
CONCLUSION

A withdrawal of the restriction requirement and examination of all of the claims is requested in view of the above amendments and remarks.

Respectfully submitted,

September 2, 2005

Date


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